

Message

From: Forsgren, Lee [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=A055D7329D5B470FBAA9920CE1B68A7D-FORSGREN, D]
Sent: 12/8/2017 10:56:12 PM
To: Metzler, Chad (King) [Chad_Metzler@king.senate.gov]
CC: Lyons, Troy [lyons.troy@epa.gov]
Subject: RE: Time to Chat?

Chad,

Here is a better description of the legal process we are moving ahead on that we discussed this afternoon:

- In August, EPA sought and received a 120 day stay of the litigation from the court to allow the agency time to reconsider EPA's previous approval and disapproval decisions related to Maine's Water Quality Standards.
- The 120 day period expires today, and we owe the court a status report on the outcome of our reconsideration.
- The Administrator determined that we would not be changing our approval and disapproval decisions.
- The status report that we will be filing on Monday is very short and tells the court that EPA has determined not to withdraw or otherwise change the decisions that are challenged in this case. Today's filing is not a substantive brief or motion.
- As for next steps, our current plan is to move to sever the case into two parts so that we litigate the threshold question of the designated use approval first and then litigate human health criteria disapproval only if necessary.
- Briefing in the case will take place starting in February.

Let me know if you need any more information or have questions.

Regards,

Lee

D. Lee Forsgren

Deputy Assistant Administrator
Office Of Water
Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Room 3219 WJCE
Washington, DC 20460
Phone: 202-564-5700
Forsgren.Lee@epa.gov

From: Metzler, Chad (King) [mailto:Chad_Metzler@king.senate.gov]
Sent: Friday, December 8, 2017 1:36 PM
To: Forsgren, Lee <Forsgren.Lee@epa.gov>
Subject: RE: Time to Chat?

Sure -- call me now at Personal Matters / Ex. 6

I will be around for the next half hour

From: Forsgren, Lee [<mailto:Forsgren.Lee@epa.gov>]
Sent: Friday, December 08, 2017 1:28 PM
To: Metzler, Chad (King) <Chad_Metzler@king.senate.gov>
Subject: RE: Time to Chat?

Chad,
We will make it work with your schedule but we wanted to make you aware of something that will be happening before Tuesday.

Regards,
Lee

D. Lee Forsgren

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From: Metzler, Chad (King) [mailto:Chad_Metzler@king.senate.gov]
Sent: Friday, December 8, 2017 1:21 PM
To: Forsgren, Lee <Forsgren.Lee@epa.gov>
Subject: RE: Time to Chat?

Next week would be better. Tuesday work?

From: Forsgren, Lee [<mailto:Forsgren.Lee@epa.gov>]
Sent: Friday, December 08, 2017 1:20 PM
To: Metzler, Chad (King) <Chad_Metzler@king.senate.gov>; Lyons, Troy <lyons.troy@epa.gov>
Subject: RE: Time to Chat?

Chad,
I am available now or anytime in the next hour if that works for you?

Regards,
Lee

D. Lee Forsgren

Deputy Assistant Administrator
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1200 Pennsylvania Avenue, VW
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Forsgren.Lee@epa.gov

From: Metzler, Chad (King) [mailto:Chad_Metzler@king.senate.gov]

Sent: Friday, December 8, 2017 1:17 PM

To: Lyons, Troy <lyons.troy@epa.gov>

Cc: Forsgren, Lee <Forsgren.Lee@epa.gov>

Subject: RE: Time to Chat?

Sure – can we do it soon?

From: Lyons, Troy [<mailto:lyons.troy@epa.gov>]

Sent: Friday, December 08, 2017 1:16 PM

To: Metzler, Chad (King) <Chad_Metzler@king.senate.gov>

Cc: Forsgren, Lee <Forsgren.Lee@epa.gov>

Subject: Time to Chat?

Chad:

Do you have time for Lee Forsgren and I to call you today to give you a head up on a water issue in the state?

Many thanks,

Troy

Troy M. Lyons

Associate Administrator

Office of Congressional & Intergovernmental Relations

U.S. Environmental Protection Agency

202-309-2490 (cell)